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June 10, 2005

VIA HAND DELIVERY

The Honorable Kent A. Jordan
United States District Court
844 N. King Street
Wilmington, DE 19801

Re: *Michael Belgrave v. the Plan Administrator for BRAC Group, Inc.*
(*In re BRAC Group, Inc.*), C.A. No. 05-319 (KAJ)

Dear Judge Jordan:

We write as counsel to the Plan Administrator for BRAC Group, Inc., Walker Truesdell & Associates, in connection with the above-referenced bankruptcy proceeding, which has been appealed to the United States District Court for the District of Delaware and is currently before Your Honor. On May 27, 2005, we filed a motion to dismiss the appeal and a motion to stay mediation of the appeal pending decision on the motion to dismiss. According to electronic notice received from the Court on June 7, 2005, Appellant Michael Belgrave submitted a consolidated response to the motion to dismiss and the motion to stay (the "Response") that was considered filed with the Court on June 3, 2005. According to the same electronic notice, the deadline to reply to the Response is June 10, 2005. However, upon docketing the Response, a Notice of Deficiency was issued to Belgrave recognizing his failure to comply with Federal Rule of Civil Procedure 5 and Local Rules 5.2(a) and 5.3, as the Response had not been served upon us.

To date, we have still not been served with the Response. Local Rule 7.1.2(a)(3) provides that a "reply . . . shall be served and filed not later than five days after service *and* filing of the answering brief." (Emphasis added.) While we intend to file a reply within five days of being served with the Response, because Belgrave has not satisfied the service element of this rule, we respectfully submit that the five day time period in which to reply to the Response has not begun to run.

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We remain available at Your Honor's convenience if there any questions or concerns.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Gregory A. Taylor", with a stylized flourish at the end.

Gregory A. Taylor

cc: Michael Belgrave (via Federal Express and U.S. Mail)
Sean M. Beach, Esquire (via facsimile)
Peter J. Antoszyk, Esquire (via facsimile)
Clerk of the United States District Court (via hand delivery)

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